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OFFICE

CERTIFICATE OF MAILING PER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, DC 20231, on August 7, 2006.

August 7, 2006
Date

Marlene Caprer
Signature of certifier

Marlene Caprer
Typed or printed name of certifier

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR DEPOSIT ACCOUNT CREDIT UNDER 37 CFR § 1.26

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Attn: Refund Section
Financial Accounting Div.
Office of Finance

Sir:

I hereby request that a credit be given to Deposit Account 50-1177 in the amount of \$240 for two charges (\$120 each) on October 12, 2005, Seq. Nos. 1 and 2, Fee Codes 1251, S.N. 10/767,534, Atty. Docket No. U 0209 F01A (see attached October Statement), which I believe should not have been charged. A response to the Office Action dated 07/12/2005 (first 2 pages attached) containing an Office Action Summary Sheet specifying the time period for response as 3 months was submitted on 10/5/2005 (which was within the 3-month period and, therefore, timely).

If there is another reason for these charges, Applicants respectfully request the explanation.

This request is being filed within two years of the referenced Statement.

Adjustment date: 08/18/2006 SFELEKE1
10/12/2005 JBR00KS 00000002 501177 10767534
01 FC:1251 120.00 CR

Respectfully submitted,

Cognis Corporation
300 Brookside Avenue
Ambler, PA 19002

Marlene Caprer
Marlene Caprer
Patent Administrative Assistant

Encl.: 1. USPTO Dep. Acct. Statement for October 2005 (2 pages)
2. Office Action dated 07/12/2005 (2 pages)

Adjustment date: 08/18/2006 SFELEKE1
10/12/2005 JBR00KS 00000001 501177 10767534
01 FC:1251 120.00 CR



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Deposit Account Statement

Requested Statement Month:	October 2005
Deposit Account Number:	501177
Name:	COGNIS CORPORATION
Attention:	AARON R ETTelman
Address:	300 BROOKSIDE AVENUE
City:	AMBLER
State:	PA
Zip:	19002
Country:	UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
10/03	1	PCT/US05/28866	U0127F04A	1602	-\$1,000.00	\$52,306.00
10/03	2	PCT/US05/28866	U0127F04A	1603	\$300.00	\$52,006.00
10/03	4	11200909	05-0368	8007	\$60.00	\$51,946.00
10/03	8	60602406	05-0367	8007	\$60.00	\$51,886.00
10/03	15	10181641	C 2188 PCT/U	1251	\$120.00	\$51,766.00
10/03	485	10549744	C 2792 PCT/US	1631	\$300.00	\$51,466.00
10/03	486	10549744	C 2792 PCT/US	1642	\$400.00	\$51,066.00
10/03	487	10549744	C 2792 PCT/US	1633	\$200.00	\$50,866.00
10/03	488	10549744	C 2792 PCT/US	1615	\$250.00	\$50,616.00
10/03	801	10517891	C 2312 PCT/US	8021	\$40.00	\$50,576.00
10/04	160	11093410	C2927COGG	8021	\$40.00	\$50,536.00
10/05	44	10600311	U 0182 OC/OCAP	1801	\$790.00	\$49,746.00
10/05	45	10600311	U 0182 OC/OCAP	1253	\$1,020.00	\$48,726.00
10/05	59	10481841	C 2495 PCT/US	1252	\$450.00	\$48,276.00
10/06	3	PAYMENT		9203	-\$26,610.00	\$74,886.00
10/06	86	11135740		8021	\$40.00	\$74,846.00
10/06	103	10543275		8021	\$40.00	\$74,806.00
10/07	122	10495391		1251	\$120.00	\$74,686.00
10/07	247	11243244	C 2982 COGG	1011	\$300.00	\$74,386.00
10/07	248	11243244	C 2982 COGG	1111	\$500.00	\$73,886.00
10/07	249	11243244	C 2982 COGG	1311	\$200.00	\$73,686.00
10/07	250	11243244	C 2982 COGG	1202	\$200.00	\$73,486.00
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10/12	1	09875237	U 0045 OS/TE	1814	\$130.00	\$72,436.00
10/12	1	10767534	U 0209-F01A	1251	\$120.00	\$72,316.00
10/12	2	10767534	U 0209-F01A	1251	\$120.00	\$72,196.00
10/12	6	11245737	C 2993 US	1011	\$300.00	\$71,896.00
10/12	7	11245737	C 2993 US	1111	\$500.00	\$71,396.00
10/12	8	11245737	C 2993 US	1311	\$200.00	\$71,196.00
10/12	9	11245737	C 2993 US	1202	\$300.00	\$70,896.00
10/12	83	10626281	U0113	1251	\$120.00	\$70,776.00
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10/12	557	PCT/US05/34889	U0288 F02A	1703	\$13.00	\$68,252.00
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10/13	378	11121392	C 2595 US	8021	\$40.00	\$68,172.00
10/14	31	09554386		1253	\$1,020.00	\$67,152.00
10/17	89	11187132	C 2971 COGG	1051	\$130.00	\$67,022.00
10/17	202	10537627	C2752PCT/US	8021	\$40.00	\$66,982.00
10/17	255	60615708	05-0381	8007	\$80.00	\$66,902.00
10/18	110	11178879	1C 2965 US	1051	\$130.00	\$66,772.00
10/18	127	11250028	H 3190A-PCT/US	1011	\$300.00	\$66,472.00
10/18	128	11250028	H 3190A-PCT/US	1111	\$500.00	\$65,972.00
10/18	129	11250028	H 3190A-PCT/US	1311	\$200.00	\$65,772.00
10/19	243	10532283	C 2743 PCT/US	8021	\$40.00	\$65,732.00
10/20	10	10508269		8021	\$40.00	\$65,692.00
10/20	55	09896853	C.2213.US	1252	\$450.00	\$65,242.00
10/20	60	10537973	C 2745 PCT/US 05-0324	8021	\$40.00	\$65,202.00
10/20	70	10130841	C 2144 PCT/U	1501	\$1,400.00	\$63,802.00
10/20	71	10130841	C 2144 PCT/U	8001	\$30.00	\$63,772.00
10/20	72	09913377	H-3876 PCT/US	1501	\$1,400.00	\$62,372.00
10/20	73	09913377	H-3876 PCT/US	8001	\$30.00	\$62,342.00
10/20	104	10539729	C 2749 PCT/US	8021	\$40.00	\$62,302.00
10/20	232	10534307	C2678PCT/US	8021	\$40.00	\$62,262.00
10/24	256	10553182	C2647 PCT/USQ	1631	\$300.00	\$61,962.00
10/24	257	10553182	C2647 PCT/USQ	1642	\$400.00	\$61,562.00
10/24	258	10553182	C2647 PCT/USQ	1633	\$200.00	\$61,362.00
10/24	259	10553182	C2647 PCT/USQ	1615	\$50.00	\$61,312.00
10/24	260	10553183	C 2684 PCT/US	1631	\$300.00	\$61,012.00
10/24	261	10553183	C 2684 PCT/US	1642	\$400.00	\$60,612.00
10/24	262	10553183	C 2684 PCT/US	1633	\$200.00	\$60,412.00
10/24	305	10553165	C 2869 PCT/US	1631	\$300.00	\$60,112.00
10/24	306	10553165	C 2869 PCT/US	1633	\$200.00	\$59,912.00
10/24	307	10553165	C 2869 PCT/US	1642	\$400.00	\$59,512.00
10/24	308	10553165	C 2869 PCT/US	1615	\$150.00	\$59,362.00
10/24	391	10553483	C 2632 PCT/US	1631	\$300.00	\$59,062.00
10/24	392	10553483	C 2632 PCT/US	1633	\$200.00	\$58,862.00
10/24	393	10553483	C 2632 PCT/US	1642	\$400.00	\$58,462.00
10/24	399	11230391	50-0403	8007	\$80.00	\$58,382.00
10/25	451	10553374	C 2823 PCT/US	1631	\$300.00	\$58,082.00
10/25	452	10553374	C 2823 PCT/US	1633	\$200.00	\$57,882.00
10/25	453	10553374	C 2823 PCT/US	1642	\$400.00	\$57,482.00
10/26	87	10494990	C 2548 PCT/US	1251	\$120.00	\$57,362.00
10/26	126	10496213		1252	\$450.00	\$56,912.00
10/27	67	60730055	U 0302P-C04I	1005	\$200.00	\$56,712.00
10/28	3	10450008	C 2387 PCT/US	1253	\$1,020.00	\$55,692.00
10/28	60	10996207	U0192A-F02A(MIN)	1252	\$450.00	\$55,242.00
10/31	46	10076736	C 2420 US	1801	\$790.00	\$54,452.00
10/31	47	10076736	C 2420 US	1251	\$120.00	\$54,332.00

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$51,306.00	\$24,584.00	\$27,610.00	\$54,332.00



UNITED STATES

DEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/767,534	01/29/2004	David W. Brown	U 0209-F01A	5355

23651 7590 07/12/2005
COGNIS CORPORATION
PATENT DEPARTMENT
300 BROOKSIDE AVENUE
AMBLER, PA 19002

EXAMINER

BRUNSMAN, DAVID M

ART UNIT PAPER NUMBER

1755

DATE MAILED: 07/12/2005

*Restoration Requirement
Response Due 10-12-05*

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED COGNIS LAW DEPT.
ACTION _____ INFO _____

JUL 15 2005

DUE _____
FILE U 0209

ENTERED
CPI DATABASE BK

Office Action Summary

Application No.

10/767,534

Applicant(s)

BROWN ET AL.

Examiner

David M. Brunsman

Art Unit

1755

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-44 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☐ Claim(s) ____ is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☒ Claim(s) 1-44 are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: ____.